

Appendix 6

Copies of Scoping Comments Received



Project #
10-0356


North Carolina Department of Environment and Natural Resources

Beverly Eaves Perdue
Governor

Dee Freeman
Secretary

MEMORANDUM

TO: Valerie McMillan
State Clearinghouse

FROM: Melba McGee 
Environmental Review Manager



The Department of Environment and Natural Resources has completed its review. Our regional office within the geographic area of the proposed project has identified permits that may be required prior to project construction. For more information, the project applicant should notify the respective regional office marked on the back of the attached permit form.

Thank you for the opportunity to review.

Attachment

State of North Carolina
Department of Environment and Natural Resources

Reviewing Office: Rel. Reg. Office

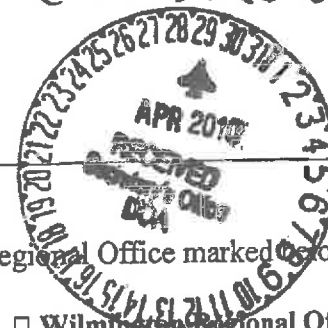
INTERGOVERNMENTAL REVIEW - PROJECT COMMENTS

Project Number: 10-0354 Due Date: _____

After review of this project it has been determined that the ENR permit(s) and/or approvals indicated may need to be obtained in order for this project to comply with North Carolina Law. Questions regarding these permits should be addressed to the Regional Office indicated on the reverse of the form. All applications, information and guidelines relative to these plans and permits are available from the same Regional Office.

	PERMITS	SPECIAL APPLICATION PROCEDURES or REQUIREMENTS	Normal Process Time (statutory time limit)
<input checked="" type="checkbox"/>	Permit to construct & operate wastewater treatment facilities, sewer system extensions & sewer systems not discharging into state surface waters.	Application 90 days before begin construction or award of construction contracts. On-site inspection. Post-application technical conference usual.	30 days (90 days)
<input type="checkbox"/>	NPDES - permit to discharge into surface water and/or permit to operate and construct wastewater facilities discharging into state surface waters.	Application 180 days before begin activity. On-site inspection. Pre-application conference usual. Additionally, obtain permit to construct wastewater treatment facility-granted after NPDES. Reply time, 30 days after receipt of plans or issue of NPDES permit-whichever is later.	90-120 days (N/A)
<input type="checkbox"/>	Water Use Permit	Pre-application technical conference usually necessary	30 days (N/A)
<input checked="" type="checkbox"/>	Well Construction Permit	Complete application must be received and permit issued prior to the installation of a well.	7 days (15 days)
<input type="checkbox"/>	Dredge and Fill Permit	Application copy must be served on each adjacent riparian property owner. On-site inspection. Pre-application conference usual. Filling may require Easement to Fill from N.C. Department of Administration and Federal Dredge and Fill Permit.	55 days (90 days)
<input type="checkbox"/>	Permit to construct & operate Air Pollution Abatement facilities and/or Emission Sources as per 15 A NCAC (2Q.0100 thru 2Q.0300)	Application must be submitted and permit received prior to construction and operation of the source. If a permit is required in an area without local zoning, then there are additional requirements and timelines (2Q.0113).	90 days
<input type="checkbox"/>	Permit to construct & operate Transportation Facility as per 15 A NCAC (2D.0800, 2Q.0601)	Application must be submitted at least 90 days prior to construction or modification of the source.	90 days
<input checked="" type="checkbox"/>	Any open burning associated with subject proposal must be in compliance with 15 A NCAC 2D.1900	N/A	60 days (90 days)
<input type="checkbox"/>	Demolition or renovations of structures containing asbestos material must be in compliance with 15 A NCAC 20.1110 (a) (1) which requires notification and removal prior to demolition. Contact Asbestos Control Group 919-707-5950.		
<input type="checkbox"/>	Complex Source Permit required under 15 A NCAC 2D.0800		
<input checked="" type="checkbox"/>	The Sedimentation Pollution Control Act of 1973 must be properly addressed for any land disturbing activity. An erosion & sedimentation control plan will be required if one or more acres to be disturbed. Plan filed with proper Regional Office (Land Quality Section) At least 30 days before beginning activity. A fee of \$65 for the first acre or any part of an acre. An express review option is available with additional fees.		20 days (30 days)
<input type="checkbox"/>	Sedimentation and erosion control must be addressed in accordance with NCDOT's approved program. Particular attention should be given to design and installation of appropriate perimeter sediment trapping devices as well as stable stormwater conveyances and outlets.		(30 days)
<input type="checkbox"/>	Mining Permit	On-site inspection usual. Surety bond filed with ENR Bond amount varies with type mine and number of acres of affected land. Any are mined greater than one acre must be permitted. The appropriate bond must be received before the permit can be issued.	30 days (60 days)
<input type="checkbox"/>	North Carolina Burning permit	On-site inspection by N.C. Division Forest Resources if permit exceeds 4 days	1 day (N/A)
<input type="checkbox"/>	Special Ground Clearance Burning Permit - 22 counties in coastal N.C. with organic soils	On-site inspection by N.C. Division Forest Resources required "if more than five acres of ground clearing activities are involved. Inspections should be requested at least ten days before actual burn is planned."	1 day (N/A)
<input type="checkbox"/>	Oil Refining Facilities	N/A	90-120 days (N/A)
<input type="checkbox"/>	Dam Safety Permit	If permit required, application 60 days before begin construction. Applicant must hire N.C. qualified engineer to: prepare plans, inspect construction, certify construction is according to ENR approved plans. May also require permit under mosquito control program. And a 404 permit from Corps of Engineers. An inspection of site is necessary to verify Hazard Classification. A minimum fee of \$200.00 must accompany the application. An additional processing fee based on a percentage of the total project cost will be required upon completion.	30 days (60 days)

PERMITS		SPECIAL APPLICATION PROCEDURES or REQUIREMENTS	Normal Process Time (statutory time limit)
<input type="checkbox"/>	Permit to drill exploratory oil or gas well	File surety bond of \$5,000 with ENR running to State of NC conditional that any well opened by drill operator shall, upon abandonment, be plugged according to ENR rules and regulations.	10 days N/A
<input type="checkbox"/>	Geophysical Exploration Permit	Application filed with ENR at least 10 days prior to issue of permit. Application by letter. No standard application form.	10 days N/A
<input type="checkbox"/>	State Lakes Construction Permit	Application fees based on structure size is charged. Must include descriptions & drawings of structure & proof of ownership of riparian property.	15-20 days N/A
<input type="checkbox"/>	401 Water Quality Certification	N/A	60 days (130 days)
<input type="checkbox"/>	CAMA Permit for MAJOR development	\$250.00 fee must accompany application	55 days (150 days)
<input type="checkbox"/>	CAMA Permit for MINOR development	\$50.00 fee must accompany application	22 days (25 days)
<input type="checkbox"/>	Several geodetic monuments are located in or near the project area. If any monument needs to be moved or destroyed, please notify: N.C. Geodetic Survey, Box 27687 Raleigh, NC 27611		
<input type="checkbox"/>	Abandonment of any wells, if required must be in accordance with Title 15A, Subchapter 2C.0100.		
<input type="checkbox"/>	Notification of the proper regional office is requested if "orphan" underground storage tanks (USTS) are discovered during any excavation operation.		
<input type="checkbox"/>	Compliance with 15A NCAC 2H 1000 (Coastal Stormwater Rules) is required.		45 days (N/A)
<input type="checkbox"/>	Tar Pamlico or Neuse Riparian Buffer Rules required.		
<p>* Other comments (attach additional pages as necessary, being certain to cite comment authority)</p> <p>Proposal did not identify source of water or wastewater needs of facility. If a well is needed a well construction permit is required. If septic system is installed a permit from County / State (non-discharge) will be required.</p>			



REGIONAL OFFICES

Questions regarding these permits should be addressed to the Regional Office marked below.

☐ **Asheville Regional Office**

2090 US Highway 70
Swannanoa, NC 28778
(828) 296-4500

☐ **Mooreville Regional Office**

610 East Center Avenue, Suite 301
Mooreville, NC 28115
(704) 663-1699

☐ **Wilmington Regional Office**

127 Cardinal Drive Extension
Wilmington, NC 28405
(910) 796-7215

☐ **Fayetteville Regional Office**

225 North Green Street, Suite 714
Fayetteville, NC 28301-5043
(910) 433-3300

☒ **Raleigh Regional Office**

3800 Barrett Drive, Suite 101
Raleigh, NC 27609
(919) 791-4200

☐ **Winston-Salem Regional Office**

585 Woughtown Street
Winston-Salem, NC 27107
(336) 771-5000

☐ **Washington Regional Office**

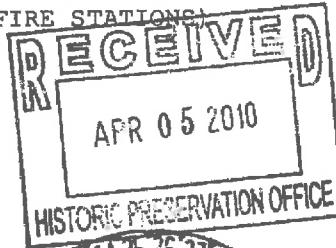
943 Washington Square Mall
Washington, NC 27889
(252) 946-6481

NORTH CAROLINA STATE CLEARINGHOUSE
DEPARTMENT OF ADMINISTRATION
INTERGOVERNMENTAL REVIEW

COUNTY: CHATHAM

G01: GOVERNMENT SERVICE
FACILITIES (JAILS,
POLICE/FIRE STATIONS)

STATE NUMBER: 10-E-0000-0356
DATE RECEIVED: 03/31/2010
AGENCY RESPONSE: 04/28/2010
REVIEW CLOSED: 05/03/2010



MS RENEE GLEDHILL-EARLEY
CLEARINGHOUSE COORDINATOR
DEPT OF CULTURAL RESOURCES
STATE HISTORIC PRESERVATION OFFICE
MSC 4617 - ARCHIVES BUILDING
RALEIGH NC

REVIEW DISTRIBUTION

CC&PS - DIV OF EMERGENCY MANAGEMENT
DENR LEGISLATIVE AFFAIRS
DEPT OF CULTURAL RESOURCES
DEPT OF TRANSPORTATION
TRIANGLE J COG

PROJECT INFORMATION

APPLICANT: Pittsboro Vol. Fire/Rescue Substation
TYPE: National Environmental Policy Act
Scoping



CH 10 - 431
A - (NC) DSH 4/11/10
S - (NC) RLL 4/19/2010

Due 4/21/10

DESC: Construction of new Fire and Rescue Department substation within the Asbury Community a metal building approx. 60 x 100; three bays; and living quarters

The attached project has been submitted to the N. C. State Clearinghouse for intergovernmental review. Please review and submit your response by the above indicated date to 1301 Mail Service Center, Raleigh NC 27699-1301.

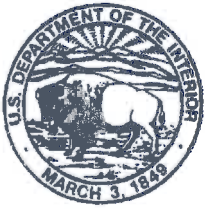
If additional review time is needed, please contact this office at (919)807-2425.

AS A RESULT OF THIS REVIEW THE FOLLOWING IS SUBMITTED: ☒ NO COMMENT ☐ COMMENTS ATTACHED

SIGNED BY: Renee Gledhill-Earley

DATE: 4.21.10

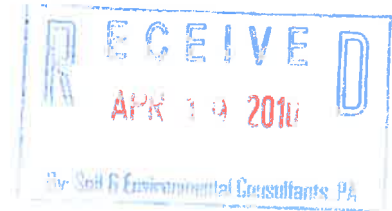
APR 06 2010



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Raleigh Field Office
Post Office Box 33726
Raleigh, North Carolina 27636-3726

April 15, 2010



Donald Wells
Soil & Environmental Consultants, PA
11010 Raven Ridge Road
Raleigh, NC 27614

Re: New Pittsboro Volunteer Fire/Rescue Department Substation

Dear Mr. Wells:

This letter is to inform you that a list of all federally-protected endangered and threatened species with known occurrences in North Carolina is now available on the U.S. Fish and Wildlife Service's (Service) web page at <http://www.fws.gov/raleigh>. Therefore, if you have projects that occur within the Raleigh Field Office's area of responsibility (see attached county list), you no longer need to contact the Raleigh Field Office for a list of federally-protected species.

Our web page contains a complete and frequently updated list of all endangered and threatened species protected by the provisions of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 et seq.)(Act), and a list of federal species of concern¹ that are known to occur in each county in North Carolina.

Section 7 of the Act requires that all federal agencies (or their designated non-federal representative), in consultation with the Service, insure that any action federally authorized, funded, or carried out by such agencies is not likely to jeopardize the continued existence of any federally-listed endangered or threatened species. A biological assessment or evaluation may be prepared to fulfill that requirement and in determining whether additional consultation with the Service is necessary. In addition to the federally-protected species list, information on the species' life histories and habitats and information on completing a biological assessment or evaluation can be found on our web page at <http://www.fws.gov/raleigh>. Please check the web site often for updated information or changes.

¹ The term "federal species of concern" refers to those species which the Service believes might be in need of concentrated conservation actions. Federal species of concern receive no legal protection and their designation does not necessarily imply that the species will eventually be proposed for listing as a federally endangered or threatened species. However, we recommend that all practicable measures be taken to avoid or minimize adverse impacts to federal species of concern.

If your project contains suitable habitat for any of the federally-listed species known to be present within the county where your project occurs, the proposed action has the potential to adversely affect those species. As such, we recommend that surveys be conducted to determine the species' presence or absence within the project area. The use of North Carolina Natural Heritage program data should not be substituted for actual field surveys.

If you determine that the proposed action may affect (i.e., likely to adversely affect or not likely to adversely affect) a federally-protected species, you should notify this office with your determination, the results of your surveys, survey methodologies, and an analysis of the effects of the action on listed species, including consideration of direct, indirect, and cumulative effects, before conducting any activities that might affect the species. If you determine that the proposed action will have no effect (i.e., no beneficial or adverse, direct or indirect effect) on federally listed species, then you are not required to contact our office for concurrence (unless an Environmental Impact Statement is prepared). However, you should maintain a complete record of the assessment, including steps leading to your determination of effect, the qualified personnel conducting the assessment, habitat conditions, site photographs, and any other related articles.

With regard to the above-referenced project, we offer the following remarks. Our comments are submitted pursuant to, and in accordance with, provisions of the Endangered Species Act.


Based on the information provided and other information available, it appears that the proposed action is not likely to adversely affect any federally-listed endangered or threatened species, their formally designated critical habitat, or species currently proposed for listing under the Act at these sites. We believe that the requirements of section 7(a)(2) of the Act have been satisfied for your project. Please remember that obligations under section 7 consultation must be reconsidered if: (1) new information reveals impacts of this identified action that may affect listed species or critical habitat in a manner not previously considered; (2) this action is subsequently modified in a manner that was not considered in this review; or, (3) a new species is listed or critical habitat determined that may be affected by the identified action.

However, the Service is concerned about the potential impacts the proposed action might have on aquatic species. Aquatic resources are highly susceptible to sedimentation. Therefore, we recommend that all practicable measures be taken to avoid adverse impacts to aquatic species, including implementing directional boring methods and stringent sediment and erosion control measures. An erosion and sedimentation control plan should be submitted to and approved by the North Carolina Division of Land Resources, Land Quality Section prior to construction. Erosion and sedimentation controls should be installed and maintained between the construction site and any nearby down-gradient surface waters. In addition, we recommend maintaining natural, vegetated buffers on all streams and creeks adjacent to the project site.

The North Carolina Wildlife Resources Commission has developed a Guidance Memorandum (a copy can be found on our website at (<http://www.fws.gov/raleigh>) to address and mitigate secondary and cumulative impacts to aquatic and terrestrial wildlife resources and water quality. We recommend that you consider this document in the development of your projects and in completing an initiation package for consultation (if necessary).

We hope you find our web page useful and informative and that following the process described above will reduce the time required, and eliminate the need, for general correspondence for species' lists. If you have any questions or comments, please contact Mark Bowers of this office at (919) 856-4520 ext. 19.

Sincerely,


for Pete Benjamin
Field Supervisor

List of Counties in the Service's Raleigh Field Office Area of Responsibility

Alamance	Perquimans
Beaufort	Person
Bertie	Pitt
Bladen	Randolph
Brunswick	Richmond
Camden	Robeson
Carteret	Rockingham
Caswell	Sampson
Chatham	Scotland
Chowan	Tyrrell
Columbus	Vance
Craven	Wake
Cumberland	Warren
Currituck	Washington
Dare	Wayne
Duplin	Wilson
Durham	
Edgecombe	
Franklin	
Gates	
Granville	
Greene	
Guilford	
Halifax	
Harnett	
Hertford	
Hoke	
Hyde	
Johnston	
Jones	
Lee	
Lenoir	
Martin	
Montgomery	
Moore	
Nash	
New Hanover	
Northampton	
Onslow	
Orange	
Pamlico	
Pasquotank	
Pender	



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
WILMINGTON DISTRICT, CORPS OF ENGINEERS
69 DARLINGTON AVENUE
WILMINGTON, NORTH CAROLINA 28403-1343

April 23, 2010



Regulatory Division

Action ID No. SAW-2010 00644

Mr. Don Wells
Soil and Environmental Consultants, PA
11010 Raven Ridge Road
Raleigh, North Carolina 27614

Dear Mr. Wells:

Reference your letter of March 23, 2010, concerning the proposal for the Asbury Community Volunteer Fire/Rescue Department Substation in the Asbury Community, Chatham County, North Carolina. Your letter had requested our input for scoping comments on potential impacts to natural resources for inclusion in an Environmental Assessment under the National Environmental Policy Act. A map showing the general location of these lines was included with your letter.

After reviewing the referenced information, we are unable to determine if waters of the U.S. will be impacted from this proposal. Any discharge of excavated or fill material into waters of the U.S. and/or any adjacent wetlands that may be present within the project limits will require Department of the Army (DA) permit authorization. The type of DA authorization required (i.e. general or individual permit) will be determined by the location, type, and extent of jurisdictional area impacted by the project, and by the project design and construction limits.

Until additional data is furnished which details the extent of the jurisdictional impacts (if any) within the construction limits of the proposed project, we are unable to provide specific comments concerning DA permit requirements. To assist you with determining permitting requirements, we recommend that a more detailed delineation of the streams and/or wetlands present within the project site be preformed. When this information becomes available, it should be forwarded to our office for review and comment, as well as a determination of DA permit eligibility.

Should you have any questions pertaining to this project or the permitting process, please call me at the Raleigh Field Office at 919-554-4884, Extension 30.

Sincerely,



for Monte Matthews
Regulatory Project Manager
Raleigh Field Office

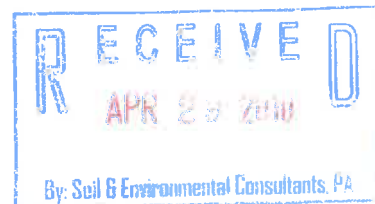
Copy Furnished:

Pittsboro Volunteer Fire-Rescue Department
Attn: Daryl Griffin
P. O. Box 573
Pittsboro, NC 27312

Sustainable Communities Development
Department
Planning Division
Post Office Box 54
80-A East Street - Dunlap Building
Pittsboro, NC 27312-0054



Phone: 919-542-8204
Fax: 919-542-2698
www.chathamnc.org/planning



April 27, 2010

Soil & Environmental Consultants, PA
Attn: Don Wells
11010 Raven Ridge Rd.
Raleigh, NC 27416

RE: Request for Environmental Scoping Comments
New Pittsboro Fire Station - Asbury Community

Dear Mr. Wells,

This letter is in response to your request for scoping comments for an Environmental Assessment for the above referenced project. The property is located in an area zoned R-1, Residential and the proposed use is permitted under the classification "Fire stations and emergency medical facilities with a minimum lot area of three acres and provided that all buildings, structures and high intensity activity areas shall be set back a minimum of two times the minimum yard requirement of the district in which it is located." The property is also located in a Local watershed district, which also allows for the proposed use. The project must comply with all applicable standards of the land use regulations of Chatham County, a portion of which can be downloaded from the following website: www.chathamnc.org/planning, under the Ordinance and Regulations link.

As you prepare the scoping document, please be aware that the Zoning Ordinance includes requirements for off-street parking, landscaping, and outdoor lighting that must be met. You will also want to check with other county divisions and regulatory agencies to determine what additional requirements will apply to the project, such as the county Sedimentation and Erosion Control Program, Environmental Resources Division, Environmental Health Department, NC Department of Transportation, NC Natural Heritage Program, and NC State Historic Preservation Office.

Please note that your letter indicated that the "footprint" of the proposed facility was shown on the maps submitted with the request and that areas outside the footprint would remain in their present condition. I assume that the site will have an on-site wastewater system and the footprint for determining the area of disturbance for the environmental assessment requirements of the county, as mentioned by Fred Royal in a separate email, will include all areas of disturbance.

If you have any questions please contact me at your convenience at 919/542-8233 or Jason.sullivan@chathamnc.org.

Respectfully,

Jason Sullivan
Acting Planning Director

Cc: Fred Royal, Environmental Resources Director
Daryl Griffin, Pittsboro Fire Chief
file

Sustainable Communities Development Department
Environmental Resources Division
Post Office Box 54
80-A East Street - Dunlap Building
Pittsboro, NC 27312-0054



Phone: 919-542-8268
Cell: 919-548-5988
Fax: 919-542-2698
fred.royal@chathamnc.org

April 20, 2010

Soil & Environmental Consultants, PA
Attn: Don Wells
11010 Raven Ridge Road
Raleigh, NC 27614

Dear Mr. Wells,

I am in receipt of your letter, dated April 1, 2010 requesting environmental scoping comments for the proposed Pittsboro fire station off of Hwy 87.

My comments are very brief:

Depending on which ordinance this project falls under, please refer to the Chatham County Zoning (Section 11.3) and/or Subdivision regulations (Section 6.2) concerning Environmental Impact Assessment and Environmental Documentation requirements for development in Chatham County.

Also please be aware of other county ordinances that may apply to this proposed project which include but may not be limited to: Sedimentation and Erosion Control, Watershed Protection, Stormwater and Zoning.

If you are not certain which regulations apply, you can contact me or Jason Sullivan, Interim Planning Director, (919) 542-8233 for assistance.

Thank you for your request for environmental scoping comments.

Sincerely,

Fred Royal, PE
Director
Environmental Resources Division
Chatham County, NC
(919) 542-8268

